No. 85-527

Supreme Court, U.S.
FILED
OCT 24 1985
JOSEPH F. SPANIOL, JR.
CLERK

IN THE
Supreme Court of the United States
OCTOBER TERM, 1985

FAITH CENTER, INC.,
Petitioner,
v.

FEDERAL COMMUNICATIONS COMMISSION, WEST COAST UNITED BROADCASTING COMPANY, WESCOTT CHRISTIAN CENTER, DR. W. EUGENE SCOTT, LUCILLE E. JOHNSTON, and NEW INSPIRATION BROADCASTING CO., INC.,
Respondents.

ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT

MEMORANDUM OF RESPONDENT OPPOSING CERTIORARI

EUGENE F. MULLIN
(Counsel of Record)
ROBERT D. ROSENBERG
MULLIN, RHYNE, EMMONS AND TOPEL, P.C.
1000 Connecticut Avenue, Suite 500
Washington, D.C. 20036
(202) 659-4700

Counsel for Respondent
New Inspiration Broadcasting Co., Inc.

Of Counsel:

JERROLD D. MILLER
MILLER & FIELDS
1019 19th Street, N.W.
Suite 1030
Washington, D.C. 20036

ROY R. RUSSO
COHN AND MARKS
1333 New Hampshire Avenue, N.W.
Suite 600
Washington, D.C. 20036

CASELLAS PRESS INC - 1717 K STREET NW WASH DC - 223-1220

Pursuant to Supreme Court Rule 28.1, New Inspiration Broadcasting Co., Inc., states that it is owned 80% by Inspiration Media of Southern California, Inc., and 20% by Coronado Broadcasting of Southern California, Inc., and that none of the companies have any other parents, subsidiaries, or affiliates.

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Respondent New Inspiration Broadcasting Co., Inc., represents to the Court as follows:

Petitioner has not presented any grounds warranting grant of a writ of certiorari. This Court has already had occasion to consider and reject petitioner's claims. In *Faith Center, Inc. v. FCC,* 459 U.S. 1203 (1983), this Court denied review of *Faith Center, Inc. v. FCC,* 679 F.2d 261 (D.C. Cir. 1982), where the Court, in a brief *per curiam* order, affirmed the Federal Communications Commission's dismissal of petitioner's renewal application for KHOF-TV, San Bernardino, California, for failure to

respond to legitimate discovery concerning whether petitioner had violated the federal wire fraud statute, 18 U.S.C. §1343. *Faith Center, Inc.* (KHOF-TV), 82 FCC 2d 1 (1980), *recon. den.* FCC 81-835 (May 12, 1981).

Petitioner has not shown how the instant matter is any different, and indeed petitioner cannot show how the matter is any different since the petitioner, the discovery, and the refusal to respond to the discovery are virtually the same. Accordingly, the result must also be the same.

Therefore, the petition for a writ of certiorari should be denied.

Respectfully submitted,

EUGENE F. MULLIN*
(Counsel of Record)
ROBERT D. ROSENBERG

MULLIN, RHYNE, EMMONS
AND TOPEL, P.C.
1000 Connecticut Avenue, Suite 500
Washington, D.C. 20036
(202) 659-4700

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JERROLD D. MILLER
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